

RECEIVED
CENTRAL FAX CENTER
APR 23 2007

FACSIMILE COVER SHEET**Jung-hua Kuo**

Attorney at Law
P.O. Box 3275
Los Altos, CA 94024
Tel: 650-988-8070
Fax: 650-988-8090
jkuo@kuolaw.com

Date: April 23, 2007

CONFIDENTIALITY NOTICE

The information contained in this facsimile message may include confidential and/or attorney-client privileged information and is intended only for the use of the recipient or firm listed below. If the reader of this facsimile is not the intended recipient or authorized to receive for the recipient, the reader is hereby notified that any dissemination, distribution, use, or copy of this facsimile or any information contained in this facsimile is strictly prohibited. If the reader has received this facsimile in error, please immediately notify the sender at the above-listed telephone number or email address and return the original facsimile to the sender at the above-listed address via the United States Postal Service. Thank you for your assistance and cooperation.

CERTIFICATE OF TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being transmitted by facsimile on April 23, 2007 to the United States Patent and Trademark Office at (571) 273-8300.

Signed: 

Jung-hua Kuo

Sender: Jung-hua Kuo, Reg. No. 41,918

Re: U.S. Pat. App. No. 10/825,828

Entitled: Devices and Methods for Tissue Severing and Removal
Attorney Docket Number: MNOAP001DIV

To: Patent and Trademark Office

Art Unit: 3739

Examiner: Peffley, Michael F

Fax No.: (571) 273-8300

Pages: 16 (including this facsimile cover page)

MESSAGE:

Enclosed are:

- (1) Petition To Withdraw Holding Of Abandonment Under 37 CFR 1.181 (1 page);
- (2) Copy of the Response/Amendment containing the Certificate of Mailing as mailed on March 8, 2007 (13 pages); and
- (3) Copy of Return Receipt Postcard received from the PTO indicating receipt of documents mailed on March 8, 2007 (1 page).

RECEIVED
CENTRAL FAX CENTER
APR 23 2007

PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 CFR 1.181

In re the application of: LEE et al.

Attorney Docket No. MNOAP001DIV

Application No: 10/825,828

Examiner: Peffley, Michael F

Filed: April 16, 2004

Art Unit: 3739

Title: Devices and Methods for Tissue
Severing and Removal**CERTIFICATE OF TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being transmitted by facsimile on April 23, 2007 to the United States Patent and Trademark Office at (571) 273-8300.

Signed: 

Jung-hua Kuo

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

APPLICANT HEREBY PETITIONS FOR WITHDRAWAL OF A HOLDING OF ABANDONMENT UNDER 37 CFR 1.181 OF THIS APPLICATION

Applicant contends that the above-referenced patent application is not in fact abandoned (i.e., the response to the Office Action was timely filed and fee for Extension of Time, if any, was timely paid). This petition under 37 CFR 1.181 to withdraw the holding of abandonment is filed within two months of March 26, 2007, the mailing date of the Notice of Abandonment. Accordingly, this petition is timely filed. Applicant believes the enclosed evidence is sufficient to establish that the response to the Office Action was timely filed and fee for Extension of Time, if any, was timely paid.

The Response to the Office Action was due on December 8, 2006. The enclosed evidence establishes that the Response and the fee for Extension of Time, if any, were timely filed on March 8, 2007. Enclosed are:
(1) Copy of the Response/Amendment (13 pages) containing the Certificate of Mailing as mailed on March 8, 2007; and
(2) Copy of Return Receipt Postcard received from the PTO indicating receipt of the Amendment Transmittal (1 page); Amendment (13 pages); Credit Card Payment Form (1 page) and postcard as mailed on March 8, 2007.

Applicant believes that no fees or (additional) Extension of Time is required. However, if it is determined that any such fee or extension of time is required, Applicant hereby petitions that such an extension of time be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 50-1217 (Order No. MNOAP001DIV).

If the required fees are missing or any additional fees are required during the pendency of the subject application, please charge such fees or credit any overpayment to Deposit Account No. 50-1217 (Order No. MNOAP001DIV).

April 23, 2007Signed: 

Jung-hua Kuo
Customer No. 23689
P.O. Box 3275
Los Altos, CA 94024
Telephone: (650) 988-8070
Facsimile: (650) 988-8090

Enclosures:

- (1) Copy of the Response/Amendment containing the Certificate of Mailing as mailed on March 8, 2007 (13 pages); and
(2) Copy of Return Receipt Postcard received from the PTO indicating receipt of documents mailed on March 8, 2007 (1 page).